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BAYER HEALTHCARE LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

DWIGHT DOVE

Plaintiff,

vs.

BAYER HEALTHCARE,
Biological Products Division.

Defendant.

Case No. C05-02873-JSW

**STIPULATION AND ~~PROPOSED~~
ORDER REGARDING DISPOSITIVE
MOTION SCHEDULE**

Judge: Honorable Jeffrey S. White

Trial Date: None Set.

WHEREAS, plaintiff's opposition to defendant's motion for summary judgment is currently due on April 7, 2006;

WHEREAS, defendant's reply thereto is currently due on April 14, 2006;

WHEREAS, the hearing for the motion for summary judgment is currently set for May 12, 2006;

WHEREAS, because of unavoidable circumstances depositions in one of the companion cases to the current action have had to be scheduled during the week of April 3, 2006, including on April 6 and 7, 2006;

WHEREAS, in proposing the above dates for the schedule for the opposition to defendant's motion for summary judgment and reply thereto it was contemplated that the week of April 3, 2006, would be fully available for completion of plaintiff's opposition;

WHEREAS, the stipulated dates set out below will not require any change in the hearing date of May 12, 2006, and are fully consistent with the time requirements of Local Rule 7-3(a) and (c), as well as Local Rule 7-7(d), in that the opposition will be due 28 days before the date of the hearing and the reply thereto 21 days before the date of the hearing;

WHEREAS, plaintiff, on the one hand, and Bayer, on the other hand, are collectively adverse, they agree through their respective counsel and stipulate as follows:

1. Plaintiff's opposition will now be due April 14, 2006; and
2. Defendant's reply thereto will now be due April 21, 2006.

IT IS SO STIPULATED.

DATED: April 3, 2006

MOORE & MOORE

By: s/Howard Moore, Jr.
HOWARD MOORE, JR.
Attorney for Plaintiff
DWIGHT L. DOVE

DATED: April 3, 2006

By: s/Charles Stephen Ralston
CHARLES STEPHEN RALSTON
Attorney for Plaintiff
DWIGHT DOVE

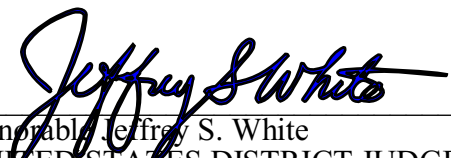
DATED: April 3, 2006

THE LOUDERBACK LAW FIRM

By: s/James T. Conley
JEROME SCHREIBSTEIN
JAMES T. CONLEY
STEPHEN K. ROBINSON
Attorneys for Defendant
BAYER HEALTHCARE LLC

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2 **IT IS SO ORDERED.**

3 Dated: April 3
4 _____, 2006


5 Honorable Jeffrey S. White
6 UNITED STATES DISTRICT JUDGE
7 NORTHERN DISTRICT OF CALIFORNIA
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